

109TH CONGRESS
1ST SESSION

S. 487

To amend title 10, United States Code, to provide leave for members of the Armed Forces in connection with adoptions of children, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 1, 2005

Mr. NELSON of Nebraska (for himself, Mr. SMITH, Ms. LANDRIEU, and Mr. JEFFORDS) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide leave for members of the Armed Forces in connection with adoptions of children, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ADOPTION LEAVE FOR MEMBERS OF THE**
4 **ARMED FORCES ADOPTING CHILDREN.**

5 (a) AUTHORITY.—Section 701 of title 10, United
6 States Code, is amended by adding at the end the fol-
7 lowing new subsection:

8 “(i)(1) Under regulations prescribed by the Secretary
9 of Defense, a member of the armed forces adopting a child

1 in a qualifying child adoption is entitled to 21 days of
2 leave to be used in connection with the adoption.

3 “(2) For the purpose of this subsection, an adoption
4 of a child by a member is a qualifying child adoption if
5 the member is eligible for reimbursement of qualified
6 adoption expenses for such adoption under section 1052
7 of this title.

8 “(3) In the event that two members of the armed
9 forces who are spouses of each other adopt a child in a
10 qualifying child adoption, only one such member shall be
11 entitled to leave under this subsection. Such members
12 shall elect which such member shall be entitled to such
13 leave.

14 “(4) Leave under paragraph (1) is in addition to
15 other leave provided under other provisions of this sec-
16 tion.”.

17 (b) EFFECTIVE DATE.—Subsection (i) of section 701
18 of title 10, United States Code (as added by subsection
19 (a)), shall take effect on October 1, 2005.

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